

**STATE OF CALIFORNIA
WORKFORCE INVESTMENT ACT (WIA)
WAIVER REQUEST**

**Eligible Training Provider List (ETPL) Initial Eligibility Determination
Postsecondary Educational Institutions and Entities
Carrying Out Apprenticeship Programs**

The California Workforce Investment Board (State Board) and the Employment Development Department, as the administrative entity of the WIA in California, submit this request for a waiver of WIA Section 122(b)(1), which requires postsecondary institutions and entities offering apprenticeship programs to submit applications to each Local Workforce Investment Board (Local Board) for each program offering to be listed on the ETPL. This waiver will apply to Program Year 2010.

In keeping with the guidelines set forth at WIA Section 189(i)(4)(B) and 20 Code of Federal Regulations (CFR) Part 661.420(c), please accept the following as a request for waiver.

A. Statutory or Regulatory Requirements to be Waived

The WIA Section 122(b)(1) and 20 CFR 663.515(b) require that training providers desiring to be determined and listed as initially eligible to receive funds made available under WIA Section 133(b) for the provision of training services, submit an application to the local board through a locally described application process. Additionally, this requirement is stipulated in 20 CFR 663.505(b). The state policies implementing these WIA provisions are described in WIA Directive [WIAD06-15](#), published February 7, 2007.

For a majority of institutions of higher learning that meet the initial eligibility criteria described in WIA Section 122(a)(2)(A-B), the administrative burden imposed by the local application process has hindered their participation and the listing of a wide range of training programs which are otherwise available to the general public.

B. Goals of the Waiver and Expected Programmatic Outcomes if Waiver is Granted

This waiver request seeks to further implement in California, the national direction as communicated in TEGL 13-06 and the Governor's WIA State Plan priority for the Workforce Investment System of Collaborating to Improve California's Educational System at All Levels. The goal of this waiver is to allow those institutions determined initially eligible under the WIA Section above, that have available program data, to apply to the State rather than the Local Board for listing on the ETPL.

The action will increase customer choice by providing a more comprehensive list of available training options in the local communities, maximize the use of funding resources available for use in individual training accounts for eligible adult and dislocated

workers, and reduce training costs through the leveraging of resources currently within the workforce and education systems.

Finally, this waiver would also expand and enhance an existing partnership and collaboration between the local and state workforce investment boards and the publicly funded education system – a goal that is otherwise impeded without this waiver, and reduce the administrative burden and cost of managing the ETPL at the local and state levels by facilitating a state-level data transfer to list these educational programs on the statewide list.

C. State or Local Statutory or Regulatory Barriers

There are no known State or local statutory or regulatory barriers to implementing the proposed waiver.

D. Description of Individuals Impacted by the Wavier

All WIA eligible adults and dislocated workers that receive services under this program, as well as business customers, will benefit from the waiver.